IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICITON

WRIT PETITION NO.609 of 2007
WITH
CIVIL APPLICATION NO.2671 of 2007

Khator Fibre & Fabrics Ltd. .. Petitioner

Versus

The Union of India & Others .. Respondents.

Mr.Prakash Shah i/by PDS Legal for the Petitioner.

Mr.Y.R. Mishra with Mr.Y.S. Bhate for the respondents.

CORAM : F.I. REBELLO &
J.P. DEVADHAR, JJ.

DATED : 18TH OCTOBER, 2007.

P.C. :

1. The petitioner had approached this Court with a prayer to direct the respondents to comply with circular dated 2-2-2002 and to return a sum of Rs.2,00,000/- due to the petitioner in terms as set out in petition. The petitioner had made an application on 3-8-2005 before respondent No.4 and as the Respondent No.4 has not acted on the same, present Petition is filed.

2. At the stage of admission it appears that it was pointed out to the Court that an appeal was pending before the Hon'ble Supreme Court. Considering that, the petition was only admitted. The petitioner has not taken an application to point

out that the appeal preferred before the Supreme Court has been dismissed by an order dated 6-9-2007, copy of said order has been annexed.

3. Considering the prayer clause, ends of justice will be met if the respondent No.4 is directed to dispose of the petitioners application dated 3-8-2005 within 15 days of a copy of this order been served on respondent No.4.

4. With these observations, the writ petition is disposed of.

5. In view of disposal of the writ petition, the application become infructuous. Hence, the civil application is dismissed.

(F.I. REBELLO, J.)

(J.P. DEVADHAR, J.)